IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

Crl.Rev.Pet.No. 1729 of 2006(A)

CRA.406/2003 of ADDL.SESSIONS COURT (ADHOC I), KASARAGOD
CC.811/1999 of JUDL. MAGISTRATE OF FIRST CLASS-II, HOSDRUG

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REVN. PETITIONER: APPELLANT/ACCUSED.1

KHILAR BEKAL, S/O.MUHAMMED KUNHI HAJI,
ILLYAS MANZIL, ILLYAS NAGAR, POST BEKAL,
PALLIKKARA VIA, PALLIKKARA VILLAGE, HOSDURG,
KASARAGOD.

BY ADV. SRI.M.RAMESH CHANDER
SRI.V.TEK CHAND

RESPONDENTS: COMPLAINANT.

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1. PREKASHAN THACHANGAD, S/O.KRISHNAN
MANIYANI, KOLIPOKE, PANAYAL POST, HOSDURG,
KASARAGOD DISTRICT.

2. STATE OF KERALA, REPRESENTED BY ITS
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI.SURESH KUMAR KODOTH
SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 30/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL. M.A. NO. 4804/2006 IN CRL. R.P. NO. 1729/06

DISMISSED

30.03.2007 SD/- K.R. UDAYABHANU, JUDGE.

/True Copy/

P.A to Judge.

K.R. UDAYABHANU, J

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CRL. R.P. NO. 1729 OF 2006

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Dated this the 30th day of March 2007

O R D E R

The revision petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.70,000/- to the complainant and in default to undergo simple imprisonment for two months.

2. The revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. In the circumstances, sentence is modified to imprisonment till rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted six months time from today onwards to pay the amount of compensation less the amount deposited if any. The revision petitioner shall appear before Judicial First Class Magistrate-II, Hosdurg on **01.10.2007** to receive sentence. The amount in deposit shall be released to the respondent/complainant.

The Crl.R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

RV